



United States Government
NATIONAL LABOR RELATIONS BOARD
Region 5
103 South Gay Street, 8th Floor
Baltimore, MD 21202-4061

(410) 962-2822

February 9, 2001

MR. JEFF SCHMIDT
3003 VAN NESS ST., N. W.
WASHINGTON, D. C. 20008

Re: American Institute of Physics
Case 5-CA-29366

Dear Mr. Schmidt:

The above-captioned case, charging violations under Section 8 of the National Labor Relations Act, as amended, has been carefully considered.

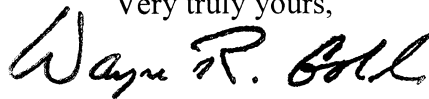
As a result of the investigation, it appears that, because there is insufficient evidence of a violation, further proceedings are not warranted at this time. I am, therefore, refusing to issue complaint in this matter.

Pursuant to the National Labor Relations Board Rules and Regulations you may obtain a review of this action by FILING AN APPEAL WITH THE GENERAL COUNSEL of the National Labor Relations Board, 1099 14th Street, N.W., Washington, D.C. 20570, A COPY WITH ME and a copy with the Washington Resident Office, 1099 14th Street, N.W., Washington, DC 20570. This appeal must contain a complete statement setting forth the facts and the reasons upon which it is based. The appeal must be received by the General Counsel in Washington, D.C. by the close of business at 5:00 p.m. EST on February 23, 2001. The appeal MAY NOT be filed by facsimile transmission. Upon good cause shown, however, the General Counsel may grant special permission for a longer period within which to file. Requests for extension of time MAY be filed by facsimile transmission, and must be received no later than the time set forth above for the filing of the appeal. A copy of any such request for extension of time should be submitted to me. If you mail the appeal, it should be postmarked no later than one day before the due date set forth above.

February 9, 2001

If you file an appeal, please complete the notice forms enclosed with this letter and send one copy of the form to each of the other parties whose names and addresses are listed. The notice forms should be mailed at the same time you file the appeal, but mailing the notice forms does not relieve you of the necessity for filing the appeal itself with the General Counsel and a copy of the appeal to me within the time stated above.

Very truly yours,

A handwritten signature in black ink, appearing to read "Wayne R. Gold". The signature is fluid and cursive, with the first name "Wayne" being more prominent.

Wayne R. Gold
Regional Director

Enclosures

CERTIFIED MAIL NO. 7000 1670 0000 6921 9831
RETURN RECEIPT REQUESTED

cc: GENERAL COUNSEL
NATIONAL LABOR RELATIONS BOARD
OFFICE OF APPEALS, ROOM 8820
FRANKLIN COURT BUILDING
1099 14TH STREET, N.W.
WASHINGTON, DC 20570

ATTN: MR. MARK L. SUSSMAN
JACKSON, LEWIS, SCHNITZLER,
& KRUPMAN
1000 WOODBURY RD., SUITE 402
WOODBURY, NY 11197

ATTN: MR. MARC H. BRODSKY
AMERICAN INSTITUTE OF PHYSICS
1 PHYSICS ELLIPSE
COLLEGE PARK, MD 20740